IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Fernandez, J.M., et al. Confirmation No.: 2174

1 1 2 10/002 021

Appl. No.: 10/003,021 Art Unit: 1652

Filed: November 14, 2001 Examiner: Fronda, C.L.

For: Libraries of Expressible Gene Sequences Atty. Docket: IVGN 276.1 CON

## Request to Withdraw Appeal

Board of Patent Appeals and Interferences P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

A Notice of Appeal for the above-referenced application was filed on February 1, 2007. Appellants do not wish to pursue this Appeal any further. Consequently, Appellants request that the pending Appeal be withdrawn from consideration by the Board of Patent Appeals and Interferences as of today's date, December 4, 2007. Appellants understand that, since there are no allowable claims in this case, the application will be considered abandoned as of the date on which the appeal is withdrawn.

If you believe for any reason that personal communication is necessary regarding this matter, you are invited to contact the undersigned at the number provided below.

Respectfully submitted,

Date: December 4, 2007 /Bernadette M. Perfect/

Reg. No. 53,267 Bernadette M. Perfect Agent for Applicants

Invitrogen Corporation 1600 Faraday Avenue Carlsbad, CA 92008 (760) 476-7120